

1 Richard Van Duzer (State Bar No. 136205)
rvanduzer@fbm.com
2 Erik C. Olson (State Bar No. 260452)
eolson@fbm.com
3 Vanessa K. Ing (State Bar No. 329577)
ving@fbm.com
4 Farella Braun + Martel LLP
One Bush Street, Suite 900
5 San Francisco, California 94104
Telephone: (415) 954-4400
6 Facsimile: (415) 954-4480
7 Attorneys for Defendant ALLIANCE
MIDWEST, LLC sued herein as ALLIANCE
8 SALES & MARKETING MW, INC.

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10
11 UNITED STATES DISTRICT COURT

12 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION
13

14 BRIGHT PEOPLE FOODS DBA DR.
MCDOUGALL'S RIGHT FOODS,

15 Plaintiff,

16 vs.

17 ALLIANCE SALES & MARKETING MW,
18 INC., and DOES 1 TO 20,

19 Defendant.
20

Case No. 2:24-cv-00060-WBS-AC

**STIPULATION AND ORDER TO
CONSOLIDATE RELATED CASES**

The Honorable William B. Shubb

Action Filed: November 27, 2023

Trial Date: June 2, 2026

21 This Stipulation to Consolidate Related Cases is entered into by and among Plaintiff Bright
22 People Foods dba Dr. McDougall's Right Foods ("Bright People") and Defendant Alliance
23 Midwest, LLC ("Alliance"), sued herein as Alliance Sales & Marketing MW, Inc., based on the
24 following facts:

25 WHEREAS, the Court issued a Related Case Order (Dkt. No. 11) ruling that this case
26 (*Bright People Foods DBA Dr. McDougall's Right Foods v. Alliance Sales & Marketing MW,*
27 *Inc.*, removed to the Eastern District of California, Sacramento Division on January 8, 2024 ("the
28 *Bright People* case")) should be deemed related to the case *R & M Innovations LLC v. Alliance*

1 *Sales & Marketing MW, Inc.*, Case No. 2:24-cv-00058-WBS-AC, removed to the same district on
2 the same date (“the *R & M* case”).

3 WHEREAS, both the *Bright People* case and the *R & M* case arise from, among other
4 things, alleged breaches of substantially identical brokerage agreements entered into between the
5 main parties, i.e., one between Bright People and Alliance, and another between R & M
6 Innovations LLC (“R & M”) and Alliance;

7 WHEREAS, counsel for Bright People and R & M are the same in each litigation, and
8 counsel for Alliance are the same in each litigation;

9 WHEREAS, both actions concern substantially the same parties, transactions, or events,
10 involve the same witnesses and evidence, and it appears likely that there will be an unduly
11 burdensome duplication of labor and expense if the cases are kept separate;

12 WHEREAS, the parties agree that, in light of the foregoing, it is in the interests of judicial
13 and party economy to consolidate both actions;

14 WHEREAS, the parties in the *R & M* case have entered into and filed an identical
15 Stipulation and Proposed Order to Consolidate Related Cases to the present Stipulation and
16 Proposed Order;

17
18 NOW THEREFORE, the parties, by and through their counsel of record, stipulate as
19 follows, subject to Court approval:

- 20 1. The cases are consolidated for all purposes for discovery, motions, and trial.
- 21 2. Bright People and R & M will be considered the Plaintiffs and Counter-Defendants
22 in the consolidated action. Alliance will be considered the Defendant and
23 Counterclaimant against Bright People and R & M.
- 24 3. The docket in Case No. 2:24-cv-00060-WBS-AC shall constitute the master docket
25 for every action in the consolidated action, all deadlines set in Case No. 2:24-cv-
26 00060-WBS-AC shall apply to both actions, all deadlines set in Case No. 2:24-cv-
27 00058-WBS-AC shall be vacated, and the caption for all filings in Case No. 2:24-
28 cv-00060-WBS-AC shall acknowledge both original actions in accordance with the

below template:

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

BRIGHT PEOPLE FOODS DBA DR.
MCDOUGALL'S RIGHT FOODS,

Plaintiff,

vs.

ALLIANCE SALES & MARKETING MW,
INC. and DOES 1 TO 20,

Defendants.

Case No. 2:24-cv-00060-WBS-AC

[DOCUMENT NAME]

The Honorable William Shubb

Action Filed: November 27, 2023
Trial Date: June 2, 2026

R & M INNOVATIONS LLC,

Plaintiffs,

vs.

ALLIANCE SALES & MARKETING MW,
INC. and DOES 1 TO 20,

Defendants.

Case No. 2:24-cv-00058-WBS-AC

(CONSOLIDATED)

4. The Federal Rules of Civil Procedure and the Eastern District of California's rules regarding discovery shall apply as though the cases were always consolidated under one caption, such that all discovery already served will go toward the limits for one case set by those rules, and information obtained in response to any discovery already served or responded to (including depositions) will be deemed to have been served and responded to in the consolidated case.

IT IS SO STIPULATED.

1 Dated: September 4, 2025

FARELLA BRAUN + MARTEL LLP

2 By: /s/ Erik C. Olson

3 Erik C. Olson

4 Attorneys for Defendant and Counterclaimant
5 Alliance Midwest, LLC

6 Dated: September 4, 2025

JEFFER MANGELS BUTLER & MITCHELL LLP

7 By: /s/ Sebastien Nguyen

8 Sebastien Nguyen

9 Attorneys for Plaintiff and Counterdefendant
10 Bright People Foods dba Dr. McDougall's Right Foods

11 **ATTESTATION**

12 I hereby attest that all other signatories listed, and on whose behalf this stipulation is
13 submitted, concur in the filing's content and have authorized the filing.

14 Dated: September 4, 2025

FARELLA BRAUN + MARTEL LLP

15
16 By: /s/ Erik C. Olson

17 Erik C. Olson

18 Attorneys for Defendant and Counterclaimant
19 Alliance Midwest, LLC

20
21 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

22 Dated: September 5, 2025



23 **WILLIAM B. SHUBB**

24 **UNITED STATES DISTRICT JUDGE**